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Attorneys for Defendants
CITY OF MADERA, KAYLA CLARK, DORIAN LASSO,
ROBERT MAHONEY, and ANTHONY MARTINEZ

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LISA NOVAK and PATRICK NOVAK,
as the heirs and representative of the
decedent, Michael Robert Novak

Plaintiff,

v.

CITY OF MADERA, a municipal entity
of the State of California, KAYLA
CLARK, DORIAN LASSO, ROBERT
MAHONEY, and ANTHONY
MARTINEZ and DOES 1 through 10
inclusive,

Defendants.

Case No. 1:20-cv-00301-DAD-SKO

**STIPULATION AND ORDER TO RE-SET
SETTLEMENT CONFERENCE**

(Doc. 44)

Counsel for Plaintiffs LISA NOVAK and PATRICK NOVAK ("Plaintiffs") by and
through their attorneys Todd Emanuel and Michael Farbstein, and Defendants CITY OF
MADERA, KAYLA CLARK, DORIAN LASSO, ROBERT MAHONEY, and ANTHONY
MARTINEZ ("Defendants"), by and through their attorneys, Patrick Moriarty and Dale Allen,
stipulate as follows:

1. On March 5, 2021, the Court set a settlement conference before Magistrate Judge
Sheila K. Oberto scheduled for January 27, 2022 (Dkt 17).

2. On October 1, 2021, Defendants filed a Motion for Summary Judgment or, in the
Alternative, Summary Adjudication, with a hearing date of November 2, 2021. (Dkt 30).

3. On October 4, 2021, the Court issued a minute order stating that the motion would be decided on the papers unless the Court determines that a hearing is necessary, at which point a hearing would be specially set. (Dkt 31).

4. Plaintiffs filed their opposition on November 19, 2021. (Dkt 36). Defendants filed their reply on December 14, 2021. (Dkt 42).

5. On January 5, 2022, the Court issued an order Vacating the Pretrial Conference set for March 7, 2022 pending the court's ruling on the pending motion for summary judgment. (Dkt 43.)

6. On January 5, 2022, the parties contacted Judge Oberto's chambers inquiring about re-scheduling the Settlement Conference. Judge Oberto's clerk informed the parties that her next availability would be May 2022.

7. The parties informed Judge Oberto's clerk and tentatively re-scheduled the settlement conference for May 24, 2022 at 10:30 a.m., pending the Court's approval.

IT IS SO STIPULATED, through counsel of record.

Respectfully submitted,

Dated: January 7, 2022

EMANUEL LAW GROUP

By: /s/ Todd P. Emanuel

TODD P. EMANUEL

Attorney for Plaintiffs

LISA NOVAK and PATRICK NOVAK, as
the heirs and representatives of the decedent,
Michael Robert Novak

Dated: January 7, 2022

ALLEN, GLAESSNER,
HAZELWOOD & WERTH, LLP

By: /s/ Patrick Moriarty

PATRICK MORIARTY

Attorneys for Defendants

CITY OF MADERA, KAYLA CLARK,
DORIAN LASSO, ROBERT MAHONEY, and
ANTHONY MARTINEZ

ORDER

Pursuant to the parties' foregoing stipulation (Doc. 44), and for good cause shown, the Settlement Conference currently set for January 27, 2022, is hereby **CONTINUED to May 24, 2022 at 10:30 A.M. before the Honorable Magistrate Judge Sheila K. Oberto. On or before May 1, 2022**, each party must submit a new Confidential Settlement Conference Statement ("Settlement Statement") that is complete in itself, without reference to any prior Settlement Statements.

Following receipt of the parties' Settlement Statements, Magistrate Judge Oberto will hold a brief, telephonic discussion on **May 17, 2022, at 4:00 P.M.** (dial-in number: 1-888-557-8511; passcode: 6208204#). Only attorneys and unrepresented parties are required to participate in the conference.

All deadlines in the Order Re: Settlement Conference (Doc. 17) are continued accordingly.

IT IS SO ORDERED.

Dated: **January 10, 2022**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE